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## IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF VIRGINIA BIG STONE GAP DIVISION

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PEGGY A. ADAMS,	JOHN 5/	CORCORAN OLDRIK DEPUTY CLERK
Plaintiff,	) Case No. 2:05CV00024 ) FINAL JUDGMENT	
v.  JO ANNE B. BARNHART,  COMMISSIONER OF SOCIAL SECURITY,	) ) By: James P. Jones ) Chief United States Dist ) )	rict Judge
Defendant.	Ć	

Based upon the court's de novo review of those portions of the magistrate judge's report and recommendations to which the defendant objected, it is **ADJUDGED AND**ORDERED as follows:

- 1. The defendant's objections are overruled;
- 2. The magistrate judge's report and recommendations are accepted;
- 3. The decision by the Commissioner of Social Security ("Commissioner") denying benefits is vacated;
- 4. The case is **remanded** to the Commissioner pursuant to the fourth sentence of 42 U.S.C. § 405(g) for further consideration to determine the severity of the plaintiff's hypertension during the time period from November 17, 2000, through May 27, 2004; and

5. The clerk is directed to close the case.

ENTER: May 18, 2006

Chief United States District Judge